

LEXINGTON-FAYETTE URBAN COUNTY COUNCIL

WORK SESSION AGENDA

January 12, 2010

- I. Public Comment – Issues on Agenda**
- II. Requested Rezoning / Docket Approval – Yes**
- III. Approval of Summary-Yes, December 8, 2009, pp.8-12**
- IV. Budget Amendments – Yes, pp.13-21**
- V. New Business, pp.24-72**
- VI. Continuing Business / Presentations**
 - A. Budget and Finance Committee, pp.73-75**
 - B. Attached: Lyric Theatre Monthly Report, pp76-77
(for information purposes only)**
 - C. Economic Outlook, Mr. Kenneth R. Troske,
William B. Sturgill Professor of Economic UK
Director, Center for Business & Economic Research**
- VII. Council Report**
- VIII. Mayor's Report – Yes**
- IX. Public Comment – Issues Not on Agenda**

ADMINISTRATIVE SYNOPSIS

New Business Items

- A. Authorization of a Deed of Acceptance for Property Located at 414 Hays Boulevard as a Dedicated Greenway. (001-10) (Rayan/Webb)
This request will authorize a deed of acceptance for property located at 414 Hays Boulevard in the Richardson Property Subdivision as a dedicated greenway. The parcel will be used as a bike / walking trail connection. An estimated annual maintenance cost is \$300 - \$500 and will be funded from the Water Quality Management Fee.**p.24**
- B. Authorization of Change Order No. 1 to Contract with Myers Fence, LLC Regarding the Brighton East Rail Trail Project – Phase 1. (FINAL) (002-10) (P. King/Webb)
This request will authorize change order no. 1 to decrease contract amount by \$2,771.73 to adjust bid quantities to quantities required for completion of the Brighton East Rail Trail Project – Phase 1. Original contract amount was a \$76,178. Final contract amount is \$73,406.27.**pp.25-27**
- C. Authorization to Accept an Award from the Kentucky Transportation Cabinet (KYTC) on Behalf of the Department of Public Works and Development, Division of Planning for the LexVan Rideshare Program. (003-10) (P. King/ Webb)
This request will authorize the acceptance of an award of federal funds in the amount of \$105,600 from the Federal Highway Administration and the Federal Transit Administration through KYTC for the purchase of six (6) new passenger vans for the LexVan Rideshare program. A local match of 20% (\$26,400) is required and will come from the revenue of participants in the program.**p.28**
- D. Authorization of Change Order No. 3 to Contract with MAC Construction & Excavating, Inc. for the Meadows / Northland / Arlington Public Improvements Project – Phase 3B. (FINAL) (010-10) (P. King/Webb)
This request will authorize change order no. 3 to decrease contract amount by \$6,673.54 with MAC Construction & Excavating, Inc. to adjust bid quantities to quantities required for completion of the Meadows / Northland / Arlington Public Improvements Project – Phase 3B. Original contract amount was \$1,176,755. Total of previous change orders is \$58,117.20. Final contract amount is \$1,228,198.75.**pp.29-33**
- E. Authorization to Create the *Keep Lexington Beautiful Commission* under Chapter 2, Article XI of the Code of Ordinances. (004-10) (Bush/Taylor)
This request will authorize the creation of the *Keep Lexington Beautiful Commission* under Chapter 2, Article XI of the Code of Ordinances. The Commission is to engage individuals, businesses and organizations within Lexington-Fayette County in litter prevention, community beautification and improvements, and waste reduction. The Commission would become a certified affiliate of Keep America Beautiful, Inc. to be eligible for grant funds.**p.34**

- F. Authorization to Accept an Award from the Kentucky Environmental and Public Protection Cabinet (EPPC) on Behalf of the Department of Environmental Quality, Divisions of Streets Roads & Forestry and Waste Management under the -- Control Program in Lexington-Fayette County – FY2010. (017-10) (P. King/Taylor)

This request will authorize the acceptance of state funds in the amount of \$141,451.69 from the Kentucky EPPC, Kentucky Pride Funds, on behalf of the Divisions of Streets Roads & Forestry and Waste Management to support personnel costs of employees who are required to pickup roadway litter; for contractual costs for litter pickup, and for the costs of participants in the Adopt-A-Spot program. No matching funds required.**p.35**

- G. Authorization to Amend Section 22-5 of the Code of Ordinances within the Department of Environmental Quality, Division of Waste Management. (025-10) (Allen/Taylor)

This request will authorize an amendment to Section 22-5 of the Code of Ordinances to create one (1) position of Administrative Specialist (Grade 110N) within the Division of Waste Management for a 4-year term. The fiscal impact for FY2010 is \$16,638.59. Total annual impact is \$43,260.33. This position will be funded by the Urban Services District Fund fund balance.**p.36**

- H. Authorization to Approve a Memorandum of Understanding (MOU) with Carnegie Center for Literacy and Learning on Behalf of the Department of Social Services, Division of Family Services. (005-10) (Helm)

This request will authorize the approval of a MOU with Carnegie Center for Literacy and Learning in the amount of \$1,500 on behalf of the Division of Family Services to obtain and utilize the resources of the Corporation for National and Community Service through the Ameri*Corps VISTA program. This program strengthens and supplements efforts to eliminate poverty and poverty-related human, social, and environmental problems. Funds are budgeted.**p.37**

- I. Authorization to Submit a Grant Application the Bluegrass Community Foundation, Inc. and Accept the Award on Behalf of the Department of Social Services, Division of Family Services. (022-10) (Helm)

This request will authorize the submission of a grant application for funds in the amount of \$12,429 to the Bluegrass Community Foundation, Inc. and accept the award on behalf of the Division of Family Services to provide parenting education and teen esteem building for 25 families.**p.38**

- J. Authorization to Amend Section 21-5 of the Code of Ordinances within the Department of Social Services, Division of Youth Services. (030-10) (Allen/Helm)

This request will authorize an amendment to Section 21-5 of the Code of Ordinances to create one (1) position of Administrative Officer (Grade 118E) to oversee the Day Treatment Center and the DSS partner agencies within the Division of Youth Services. There is no FY2010 funding impact.**p.39**

- K. Authorization to Amend Section 21-5 of the Code of Ordinances in the Chief Information Office, Divisions of Enterprise Solutions and Computer Services. (006-10) (Allen/Dhuwaraha)
This request will authorize an amendment to Section 21-5 of the Code of Ordinances to create one (1) position of Technical Manager Enterprise Solutions (Grade 120E), one (1) position of Financials Manager Enterprise Solutions (Grade 119E) and one (1) position of HCM Manager Enterprise Solutions (Grade 119E) in the Division of Enterprise Solutions and abolish one (1) position of deputy Director Computer Services (Grade 121E) in the Division of Computer Services. The fiscal impact for FY2010 is \$60,304.97. Total annual impact is \$156,729.91.**p.40**
- L. Authorization to Accept an Agreement Offered by the Kentucky Office of Homeland Security (KOHS) on Behalf of the Department of Public, Division of Police Regarding the Police Mobile Data Computer Project. (009-10) (P. King/Bennett)
This request will authorize the acceptance of an agreement offered by KOHS on behalf of the Division of Police to extend the performance period to March 31, 2010 for the completion of the Police Mobile Data Computer project.**p.41**
- M. Authorization to Accept an Award from the Factory Mutual Insurance Company on Behalf of the Department of Public Safety, Division of Fire & Emergency Services – FY2010. (015-10) (P. King/Bennett)
This request will authorize the acceptance of an award of \$1,600 from Factory Mutual Insurance Company on behalf of the Division of Fire & Emergency Services, Fire Investigation Unit, for purchase of cameras to document fire scene evidence to improve arson conviction rates. No matching funds required.**p.42**
- N. Authorization to Accept an Award Offered by the Department of Military Affairs, Kentucky Division of Emergency Management (DEM) on Behalf of the Department of Public Safety, Division of Fire & Emergency Services under the Search & Rescue Grant Program – 2010. (019-10) (P. King/ Bennett)
This request will authorize the acceptance of state funds in the amount of \$3,215 offered by the Kentucky DEM under the Search and Rescue Grant program on behalf of the Division of Fire & Emergency Services, Rescue Squad for purchase of equipment for a Search and Rescue project. A local match of 50% (\$3,215) is required and budgeted.**p.43**
- O. Authorization to Accept an Agreement Offered by the Kentucky Office of Homeland Security (KOHS) on Behalf of the Department of Public, Division of Police Regarding the Assessment of Critical Infrastructure in Fayette County. (021-10) (P. King/ Bennett)
This request will authorize the acceptance of an agreement offered by KOHS on behalf of the Division of Police to extend the performance period to May 31, 2010 for completion of the assessment of critical infrastructures in Fayette County.**p.44**

- P. Authorization to Accept and Acknowledge Donation Made by Mr. Raul F. Lagos to the Department of General Services, Division of Parks and Recreation. (007-10) (Hancock/Cole)
This request accepts and acknowledges the donation of 17 tennis racquets valued at approximately \$680 by Mr. Raul F. Lagos to the Division of Parks and Recreation, Athletic Section.**p.45**
- Q. Authorization of a Lease Agreement for Residential Property Located at 2075 Parkers Mill Road, Cardinal Run Park – North. (026-10) (Hancock/ Cole)
This request would authorize a 3-year lease agreement for residential property at 2075 Parkers Mill Road, Cardinal Run Park - North with Everett Hampton for \$238 per month with consideration that tenant performs certain duties. Tenant is also responsible for all utilities.**p.46**
- R. Authorization of Change Order No. 2 to Contract with Schaeffer Properties, LLC, Regarding the Coolavin Park Community Building Project. (008-10) (Hancock/Cole)
This request will authorize change order no. 2 to increase contract amount by \$9,960 with Schaeffer Properties, LLC, for the Coolavin Park Community Building project. The increase is for the removal and disposal of previous construction fill and replace the area with concrete for a footer location. Original contract amount was \$289,750. Previous change order amount was \$71,459.44. New contract amount is \$371,169.44. Funds are budgeted.**pp.47-49**
- S. Authorization to Appoint the Commissioner of General Services (or Designee) Authority to Sign Utility Connect and Disconnect Agreements on Behalf of LFUCG. (011-10) (Baradaran/Cole)
This request will authorize the appointment of the Commissioner of General Services (or designee) the authority to sign utility connect and disconnect services agreement on behalf of LFUCG.**p.50**
- T. Authorization of an Application for Special Connection Agreement, a New Tap Application and a Contract for New Service with Kentucky American Water (KAW) Regarding the Lyric Theatre. (012-10) (Baradaran/Cole)
This request will authorize an Application for Special Connection Agreement at an estimated cost of \$15,958 with KAW for the installation of a 4-inch fire service supply regarding the Lyric Theatre. This request also includes a New Tap Application and a Contract for New Service. Funds are budgeted.**p.51**
- U. Authorization of Commonwealth of Kentucky Lease Renewal Agreements for Space at 162 E Main Street. (013-10) (Baradaran/Cole)
This request will authorize the approval of Commonwealth of Kentucky Lease Renewal Agreements by the Kentucky Transportation Cabinet for space at 162 E Main Street utilized by the Kentucky State Police and the Driver Licensing Field Office for Fayette County. The renewals are for 1,341 square feet in the amount of \$18,195 for KSP and for 565 square feet in the amount of \$8,233.76 for the Driver Licensing Field Office at a rental rate of \$10.75 per square feet.

This also includes eleven (11) parking spaces at \$45 per space per month for total revenue of \$26,429.56 for FY2010.**p.52**

- V. Authorization to Submit Application to the Kentucky Division for Air Quality (DAQ) on Behalf of the Department of General Services, Division of Facilities and Fleet Management under the Kentucky Clean Diesel Grant Program. (018-10) (P. King/Rumpke)
This request will authorize the submission of an application for federal funds in the amount of \$150,000 to the Kentucky DAQ under the Kentucky Clean Diesel Grant program on behalf of the Division of Facilities and Fleet Management. Funds will allow retrofit of 56 refuse vehicles. The source of funds is the US Environmental Protection Agency. No matching funds required.**p.53**
- W. Authorization of Amendment No. 1 to Agreement with Georgetown Street Area Neighborhood Association under the Neighborhood Action Match Program. (014-10) (P. King/Rumpke)
This request will authorize an Amendment No. 1 to agreement with Georgetown Street Area Neighborhood Association under the Neighborhood Action Match Program to extend completion date of the project to June 30, 2010. There are no other changes associated with this amendment.**p.54**
- X. Authorization of Amendment No. 2 to Agreement with AIDS Volunteers, Inc. for use of HOME Investment Partnerships Funds for the Tenant Based Rental Assistance Project. (020-10) (P. King/Rumpke)
This request will authorize amendment no. 2 to agreement with AIDS Volunteers, Inc. for use of HOME Investment Partnership Funds for modifications to the scope of work and to extend the performance period through June 30, 2011 for the Tenant Based Rental Assistance project. There are no other changes associated with this amendment.**p.55**
- Y. Authorization of an Agreement for Occupational Wellness Administrator and Services with the Lexington Urgent Treatment Associates, PLLC (d/b/a) Urgent Treatment Clinics (UTC). (016-10) (Allen/Rumpke)
This request will authorize approval of an Agreement for Occupational Wellness Administrator and Services at a cost of \$250 per month (with a one-time fee of \$800) to develop a database of LFUCG employees with Lexington Urgent Treatment Associates, PLLC (d/b/a) UTC for occupational health services to include pre-employment physicals, annual physicals, drug and alcohol sample collection and testing, fit-for-duty examinations, hazardous materials worker examinations and other related occupational health services effective January 1, 2010. Funds are budgeted.**p.56**
- Z. Authorization to Advertise Positions in the Chief Information Officer, Division of Enterprise Solutions within the Urban County Government. (029-10) (Allen/Rumpke)
This request will authorize the positions of Manager Enterprise Solutions, Financials Manager Enterprise Solutions and HCM Manager Enterprise Solutions within the Division of Enterprise Solutions to be advertised within the Urban County Government.**p.57**

- AA. Authorization to Amend Ordinance No. 260-2009 Regarding the Schedule of Meetings for the Council for Calendar Year 2010. (023-10) (Langston)
This request will authorize an amendment to Ordinance No. 260-2009 to reflect changes approved by the Council at the December 8, 2009 work session.**pp.58-63**
- BB. Authorization of a Purchase of Service Agreement (PSA) with the Downtown Lexington Corporation. (027-10) (Wright/Kelly)
This request will authorize a PSA with the Downtown Lexington Corporation in the amount of \$51,300 for a 12-month period beginning July 1, 2009, for the marketing of Lexington as a place to work, visit, shop and live; provide office space at 101 East Vine Street to include services except telephone and internet connections; permit two (2) raffles for charity to be conducted under the Kentucky Office of Charitable Gaming; and for employees to participate in LFUCG's insurance coverage. Funds are budgeted.**p.64**
- CC. Authorization of a Purchase of Service Agreement (PSA) with the Kentucky World Trade Center Lexington, Inc. (028-10) (Wright/Kelly)
This request will authorize a PSA with the Kentucky World Trade Center Lexington, Inc in the amount of \$109,250 for a 12-month period beginning July 1, 2009, for the management and operation of the World Trade Center franchise in Lexington and for services of foreign trade and exporting to foreign countries, and assist foreign companies seeking opportunities in Kentucky. Funds are budgeted.**p.65**
- DD. Authorization of an Ordinance to Amend Chapter 12 of the Code of Ordinances Regarding Housing and Nuisance Violations. (031-10) (Askew)
This request will authorize an Ordinance to amend Chapter 12 of the Code of Ordinances regarding housing and nuisance violations. The amendment clarifies criminal penalty amount; increases criminal fines for nuisances; establishes an administrative fee; increases both housing and nuisance civil penalties for repeat violations; clarifies nuisance abatement civil penalty, and reduces the time to appeal a civilian penalty. The proposed changes will become effective March 1, 2010.**pp.66-71**
- EE. Authorization of an Affiliation Agreement with State University of New York on Behalf of the Department of Public Safety, Division of Police. (032-10) (Bastin/Bennett)
This request will authorize an Affiliation Agreement with State University of New York on behalf of the Division of Police for University to plan and execute the education program for the criminal investigations senior internship. The University will bear all costs and expenses for this program.**p.72**